

COMMONWEALTH OF MASSACHUSETTS  
SOUTH HADLEY, MASSACHUSETTS

WARRANT

Hampshire, ss.

TO: Either of the Constables of the Town of South Hadley

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of South Hadley that a SPECIAL TOWN MEETING will be held in the Town Hall Auditorium on Tuesday, the 17th day of October 2006 at 7:00 p.m. or as soon thereafter as the subject matter of this warrant can then and there be reached, and the Town Clerk is required to notify and warn the Town Meeting Members then and there to meet and act on the following articles:

ARTICLE 1. To see if the Town will vote to authorize the Selectboard and Board of Health, in accordance with Massachusetts General Laws Chapter 40, Section 4A, to enter into an inter-municipal agreement with one or more other governmental units to provide public health, public works, and general government administration services which the Board of Health, Department of Public Works and other administrative bodies in Town are authorized to perform, in accordance with an Inter-Municipal Mutual Aid Agreement to be entered between the Town and various governmental units, or take any other action relative thereto.

ARTICLE 2. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$73,025.00, or a greater or lesser sum, for the purpose of funding the FY 2007 collective bargaining agreement for the South Hadley Police Department, or take any other action relative. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 3. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$29,558.00 or a greater or lesser sum, for the purpose of funding the FY 2007 collective bargaining agreement for the South Hadley Department of Public Works, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 4. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$7,242.00 or a greater or lesser sum, for the purpose of funding an additional 16 hours per week of clerical support in the Tax Collector's Office, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 5. To see if the Town will transfer from available funds in the Landfill Enterprise Fund the sum of \$6,571.00.00, or a greater or lesser sum, for the purpose of funding an additional 19 hour per week position at the Recycling Center and compost area at 10 Industrial Drive, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 6. To see if the Town will vote to transfer from the Landfill Enterprise Fund the sum of \$1,746.00, or a greater or lesser sum, for the purpose of paying increased overtime costs at the Recycling Center, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 7. To see if the Town will vote to transfer from available funds in the Waste Water Treatment Enterprise Fund the sum of \$27,000.00, or a greater or lesser sum, for the purpose of paying increased costs of sludge removal at the Waste Water Treatment Plant through June 30, 2007 or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

ARTICLE 8. To see if the Town will vote to transfer from available funds in the Water Pollution Control Enterprise Fund the sum of \$80,000.00, or a greater or lesser sum, for the purpose of fully funding the purchase of a roll-off truck and two 30-yard roll-off containers for Waste Water Treatment Plant and Solid Waste Operations, or take any other action relative thereto. (Recommendation to be given on floor by Capital Planning and Appropriations Committees).

ARTICLE 9. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$100,000.00, or a greater or lesser sum, for the purpose of removal and replacement of the underground fuel tank at Plains School, or take any other action relative thereto. (Recommendation to be given on floor by the Capital Planning Committee and Appropriations Committee).

ARTICLE 10. To see if the Town will vote to hear the report of the School Building Needs Committee appointed by the Town Moderator pursuant to Article 14 of the November 2005 special town meeting whose purpose was to study the facilities and uses of the Town's elementary schools and make recommendations back to Town Meeting, or take any other action relative thereto.

ARTICLE 11. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$16,752.00, or a greater or lesser sum, into Short-Term Borrowing, for the purpose of paying short-term borrowing costs related to the acquisition of the Bachelor Brook/Stony Brook Resource Area, or take any other action relative thereto. (Recommendation to be given on floor by the Appropriations Committee).

ARTICLE 12. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$38,000.00, or a greater or lesser sum for the

purpose of replacing the pool filter at the Michael E. Smith Middle School, or take any other action relative thereto.

ARTICLE 13. To see if the Town will vote to transfer from available funds in the Treasury a sum of money to fully reconcile an ongoing shortfall in the Group Health Insurance Withholding account, or take any other action relative thereto.  
(Recommendation to be given on floor by Appropriations Committee).

ARTICLE 14. To see if the Town will vote to petition the General Court to adopt the following legislation or take any other action relative thereto. The Legislature may reasonably vary the form and substance of the requested legislation subject to the approval of the Selectboard who are hereby authorized to approve amendments within the scope of the general public objectives of this petition. In addition, the Selectboard is authorized to pursue the general public objectives of this article through one or more separate petitions of a more limited or specific scope, offered at such time as the Selectboard deem appropriate, to accomplish incrementally the general public objectives of this petition:

An Act authorizing the Town of South Hadley to grant an additional license for the sale of all alcoholic beverages.

SECTION 1. (a) Notwithstanding Sections 12 and 17 of Chapter 138 of the General Laws or any other general or special law to the contrary, the Town of South Hadley Selectboard may grant two (2) additional licenses for the sale of all alcoholic beverages to be drunk on the premises subject to the conditions set forth in this Act.

(b) The Selectboard shall reserve one (1) all-alcoholic beverage license for Food 101, for a location at the Town Commons subject to all other applicable requirements for an all alcoholic beverages license and on condition that the current license for the sale of wine and malt beverages currently held by said Food 101 be returned physically, with all the legal rights pertaining thereto, to the Selectboard upon approval and receipt of said new alcoholic beverage license.

(c) The Selectboard shall reserve one (1) all-alcoholic beverage license for a location in the South Hadley Falls delineated as the area Main Street westerly from Bridge Street, West Main Street, and the first 300' feet of Canal Street (running northeasterly of West Main) subject to all other applicable requirements for an all alcoholic beverages license.

(d) Notwithstanding said Section 12 of said Chapter 138, the additional licenses authorized by this Act shall be subject to an original application fee of \$1,000.00 more than the annual fee for existing all-alcoholic beverage licenses or wine and malt beverage license as applicable, in the Town of South Hadley. Said additional \$1,000.00 fee shall be deposited into an economic development account of the Town of South Hadley and expended consistently with the purposes of such account.

(e) Notwithstanding said Section 12 and 77 of said Chapter 138, the Selectboard may restrict the all-alcoholic beverages license to holders of common victualler licenses.

(f) The Selectboard shall determine reasonably whether an applicant or licensee meets the criteria set forth in this Act.

(g) The licenses shall not be transferable.

(h) The licenses, if revoked or no longer in use, shall be returned physically, with all of the legal rights and privileges pertaining thereto, to the Selectboard, which may grant any such returned license to a new applicant who meets the criteria set forth in this Act.

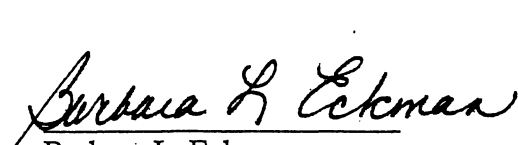
SECTION 2. This Act shall take effect upon its passage.


ARTICLE 15. To see if the Town will vote to amend in the Zoning By-Law Section 2 ENACTMENT AND APPLICABILITY, Subpart (F) Existing Uses, Buildings and Structures; Nonconforming Uses by providing that expansion/alteration of nonconforming structures are not subject to the requirement for a Special Permit under the provisions of Section 2, Subpart (F), paragraph 2 if the expansion/alteration will conform to the current Zoning Bylaw dimensional requirements and use restrictions or take any other action thereto. (Recommended by the Planning Board).

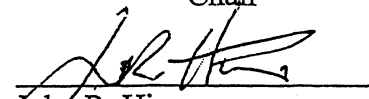
ARTICLE 16. To See if the Town will vote to amend in the Zoning By-Law Section 7 SUPPLEMENTAL DISTRICT REGULATIONS, Subpart (M) Professional Business by providing conditions under which the Planning Board may permit limited retail sales as part of the Professional Business when granting a Special Permit for a Professional Business or take any other action thereto. (Recommended by the Planning Board).

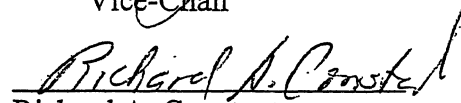
HEREOF fail not and make due return of the Warrant with your doings thereon unto the Town Clerk, on or before the time of holding said meeting.

Given under our hands this 2<sup>nd</sup> day of October 2006:

  
Barbara L. Eckman  
Chair

  
Marilyn G. Ishler  
Vice-Chair

  
John R. Hine  
Clerk

  
Richard A. Constant  
Member

  
Carlene C. Hamlin  
Member

SELECTBOARD  
TOWN OF SOUTH HADLEY

COMMONWEALTH OF MASSACHUSETTS  
SOUTH HADLEY, MASSACHUSETTS

WARRANT

Hampshire, ss.

TO: Either of the Constables of the Town of South Hadley

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of South Hadley that a SPECIAL TOWN MEETING will be held in the Town Hall Auditorium on Tuesday, the 23rd day of January 2007, at 7:00 p.m. or as soon thereafter as the subject matter of this warrant can and then and there be reached, and the Town Clerk, is required to notify and warn the Town Meeting Members then and there to meet and act on the following articles:

ARTICLE 1. To see if the Town will vote to appropriate the sum of \$698,475.00, or a greater or lesser sum, for the purpose of planning, developing, constructing, and equipping a permanent golf clubhouse facility on land owned by the Town at 18 Mulligan Drive, formally referred to as Option #1, including without limitation all costs thereof, and that to meet this appropriation the Treasurer, with the approval of the Selectboard, is authorized to borrow and issue bonds or notes therefore under Chapter 44, Section 7 of the General Laws and/or Chapter 645 of the Acts of 1948 as amended, that such bonds or notes shall be general obligations of the Town, and that the Treasurer, with the approval of the Selectboard, is authorized to borrow all or a portion of such amount for said project, and that the Selectboard shall appoint a Golf Clubhouse Building Committee to oversee all aspects of the project, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations and Capital Planning Committees).

ARTICLE 2. To see if the Town will vote to appropriate the sum of \$1,062,082.00, or a greater or lesser sum, for the purpose of planning, developing, constructing, and equipping a permanent golf clubhouse facility on land owned by the Town at 18 Mulligan Drive, formally referred to as Option #2, including without limitation all costs thereof, and that to meet this appropriation the Treasurer, with the approval of the Selectboard, is authorized to borrow and issue bonds or notes therefore under Chapter 44, Section 7 of the General Laws and/or Chapter 645 of the Acts of 1948 as amended, that such bonds or notes shall be general obligations of the Town, and that the Treasurer, with the approval of the Selectboard, is authorized to borrow all or a portion of such amount for said project, and that the Selectboard shall appoint a Golf Clubhouse Building Committee to oversee all aspects of the project, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations and Capital Planning Committees).

ARTICLE 3. To see if the Town will vote to appropriate the sum of \$1,753,648.00, or a greater or lesser sum, for the purpose of planning, developing, constructing, and equipping a permanent golf clubhouse facility on land owned by the Town at 18 Mulligan Drive, formally referred to as Option #3, including without limitation all costs thereof, and that to meet this appropriation the Treasurer, with the approval of the Selectboard, is authorized to borrow and issue bonds or notes therefore under Chapter 44, Section 7 of the General Laws and/or Chapter 645 of the Acts of 1948 as amended, that such bonds or notes shall be general obligations of the Town, and that the Treasurer, with the approval of the Selectboard, is authorized to borrow all or a portion of such amount for said project, and that the Selectboard shall appoint a Golf Clubhouse Building Committee to oversee all aspects of the project, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations and Capital Planning Committees).

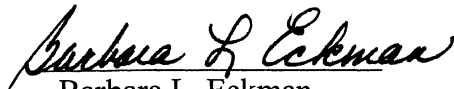
ARTICE 4. To see if the Town will vote to transfer from available funds in the Treasury, the sum of \$27,000.00 or a greater of lesser sum, into the Reserve Fund to reimburse it for unforeseen costs associated with the emergency pump replacement at Ledges Golf Club and increased costs for the FY 07 general liability insurance renewal, or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).


ARTICLE 5. To see if the Town will vote to appropriate from available funds in the Treasury the sum of \$18,000.00, or a greater or lesser sum, for the purpose of paying increased FY 07 unemployment costs in the School Department or take any other action relative thereto. (Recommendation to be given on floor by Appropriations Committee).

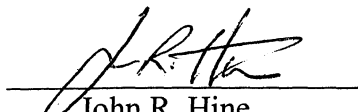
ARTICLE 6. To see if the Town will vote to establish a School Building Committee in accordance with 963 CMR School Building Grant Program, Section 2.10 (3): consisting of twelve members, of which three shall be appointed by the Moderator who shall possess educational, facilities maintenance or engineering expertise, two shall be appointed by the School Committee, one shall be a member of the School Committee and one shall be a non-member, the Superintendent of Schools, the School Facilities Manager, the Principal of the Mosier School or Plains School, a member of the Appropriations Committee, two shall be appointed by the Selectboard, one shall be a member of the Selectboard and one shall be a non-member; one member each shall be appointed by the Council on Aging, or take any other action relative thereto.

HEREOF fail not and make due return of the Warrant with your doings thereon unto the Town Clerk, on or before the time of holding said meeting.

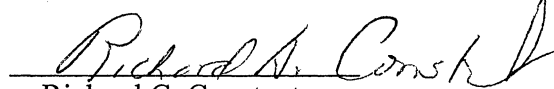
Given under our hands this 19th day of December 2006:

  
Barbara L. Eckman  
Chair

  
Marilyn G. Ishler  
Vice-Chair

  
John R. Hine  
Clerk

\_\_\_\_\_  
Carlene C. Hamlin  
Member

  
Richard C. Constant  
Member

**SELECTBOARD  
TOWN OF SOUTH HADLEY**

COMMONWEALTH OF MASSACHUSETTS  
SOUTH HADLEY, MASSACHUSETTS

WARRANT

Hampshire, ss.

TO: Either of the Constables of the Town of South Hadley

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of South Hadley that the SPECIAL TOWN MEETING will be held in the TOWN HALL AUDITORIUM on Saturday, the 12th day of May, 2007, at 9:00 a.m. or as soon thereafter as the subject matter of this warrant can then and there be reached, and the Town Clerk is required to notify and warn the Town Meeting Members then and there to meet and act on the following Articles:

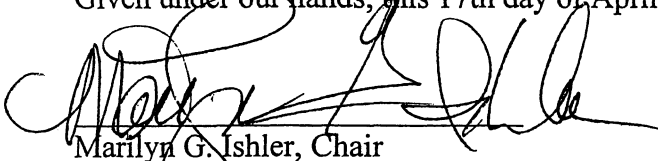
ARTICLE 1. To see if the Town will vote to transfer from available funds in the Fiscal Year 2007 Health Insurance Account the sum of \$5,500.00, or a greater or lesser sum, for the purpose of paying increased costs of snow removal for FY 2007, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 2. To see if the Town will vote to transfer from available funds in the Fiscal Year 2007 Health Insurance Account the sum of \$25,000.00, or a greater or lesser sum, for the purpose of paying increased costs of Unemployment for FY 2007, or take any other action relative thereto. (Recommended by the Appropriations Committee).

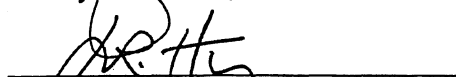
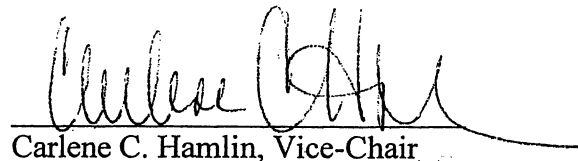
ARTICLE 3. To see if the Town will vote to transfer from available funds in the Cable Studio Account, the sum of \$2,000.00, or a greater or lesser sum, for the purpose of replenishing the Reserve Fund, or take any other action relative thereto. (Recommended by the Appropriations Committee).

HEREOF fail not and make due return of the Warrant with you doings thereon unto to the Town Clerk, on or before the time of holding said meeting.

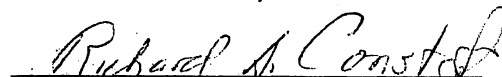
Given under our hands, this 17th day of April 2007



Marilyn G. Ishler, Chair

  
John R. Hine  
Clerk

Carlene C. Hamlin, Vice-Chair

  
Richard A. Constant  
Member

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Daniel A Champagne  
Member

**SELECTBOARD  
TOWN OF SOUTH HADLEY**



COMMONWEALTH OF MASSACHUSETTS  
SOUTH HADLEY, MASSACHUSETTS

WARRANT

Hampshire, ss.

TO: Either of the Constables of the Town of South Hadley

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of South Hadley that the ANNUAL TOWN MEETING will be held in the TOWN HALL AUDITORIUM on Saturday, the 12th day of May, 2007, at 9:15 a.m. or as soon thereafter as the subject matter of this warrant can then and there be reached, and the Town Clerk is required to notify and warn the Town Meeting Members then and there to meet and act on the following Articles:

ARTICLE 1. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 2007, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4 and to renew any note or notes as may be given in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 17, or take any other action relative thereto.

ARTICLE 2. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to enter into compensating balance agreements with bank offices having their principal offices in the Commonwealth during Fiscal Year 2008, as permitted by Massachusetts General Laws Chapter 44, Section 53 (F), or take any other action relative thereto.

ARTICLE 3. To see if the Town will vote to authorize the Selectboard to defend all suits that may be brought against the Town during Fiscal Year 2008 and to prosecute all suits on behalf of the Town, to engage counsel for same, and to settle such suits as they deem advisable, or take any other action relative thereto.

ARTICLE 4. To see if the Town will vote to authorize the Selectboard to apply for and accept such federal or state grants or monies as may be available and to authorize the Selectboard to expend any funds received there from in accordance with the terms of said grants, or take any other action relative thereto.

ARTICLE 5. To see if the Town will vote to accept the sum of \$389,447.00 for highway improvements under the authority of Massachusetts General Laws Chapter 90 and other applicable law; determine whether the money shall be provided by the tax levy, by transfer from available funds, or by borrowing, or by any combination of these methods; authorize the Selectboard to apply for, accept, expend and borrow in anticipation of state aid for such projects, or take any other action relative thereto.

## FISCAL YEAR 2008 OPERATING BUDGET

ARTICLE 6. To see if the Town will vote to raise and appropriate the sum of \$45,000.00, or a greater or lesser sum, to constitute a Reserve Fund, transfers from which may be voted by the Appropriations Committee, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 7. To see if the Town will vote to fix the salary and compensation of the following elective officers of the Town of South Hadley as provided by Massachusetts General Laws, Chapter 41, Section 108, as amended: Moderator, Selectboard Members, Clerk/Treasurer, Assessors, Collector, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds in the Treasury, the sum of \$17,815,105.00, or a greater or lesser sum, for the support and maintenance of its schools, for the Fiscal Year beginning July 1, 2007, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 9. To see if the Town will vote to raise and appropriate, transfer from available funds in the Landfill Enterprise Fund, Waste Water Treatment Plant Enterprise Fund, Golf Enterprise Fund and Cable Studio Account, and available funds in the FY 07 wage and classification appropriation, the sum of \$68,000.00, or a greater or lesser sum, for the purpose of funding wage and merit increases for non-unit employees for Fiscal Year 2008, including the Clerk/Treasurer and Collector pursuant to Article 7 above, and to reflect and implement said wage and merit increases in Personal Services for covered employees and the Stipend Administration Plan, and to further provide in this sum, continued funding of the Employee Assistance Program for municipal employees and increase the longevity payments for eligible employees, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 10. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$1,516,981.00, or a greater or lesser sum, for the purpose of funding Personal Services and Expenses of General Government for FY 2008, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 11. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$2,420,454.00, or a greater or lesser sum, for the purpose of funding Protection of Persons and Property for FY 2008, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 12. To see if the Town will vote to transfer the sum of \$357,246.00, or a greater or lesser sum, from the Waste Water Treatment Plant and Collection System Enterprise Fund, Sanitary Landfill Enterprise Fund, and Ambulance Fund to the General Fund, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 13. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$3,294,237.00 or a greater or lesser sum, for the purpose of funding the Department of Public Works, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 14. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$100,001.00, or a greater or lesser sum, for the purpose of providing for the removal of snow and ice from town streets, sidewalks and public ways, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 15. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$256,145.00, or a greater or lesser sum, for the purpose of funding the Council on Aging, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 16. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$100,000.00, or a greater or lesser sum, for the purpose of funding Veterans and Soldiers Benefits under Chapter 115 of the Massachusetts General Laws, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 17. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$504,623.00, or a greater or lesser sum, for the purpose of funding the South Hadley Library, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 18. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$12,500.00, or a greater or lesser sum, for the purpose of funding the Gaylord Library in FY 2008, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 19. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$32,500.00 or a greater or lesser sum, for the purpose of auditing the Town's accounts for Fiscal Year 2007 and for engaging a consultant to perform an actuarial study for compliance with the federally mandated Other Post Employment Benefits (OPEB) for health insurance for retirees, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 20. To see if the Town will vote to transfer from available funds in the Cable Studio Account the sum of \$67,725.00, or a greater or lesser sum, for the purpose of funding Cable Studio Personal Services and Expenses, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 21. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$5,917,739.00, or a greater or lesser sum, for the purpose of funding FY 2008 Unclassified Accounts, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 22. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$65,000.00, or a greater or lesser sum, for the purpose of funding the Worker's Compensation Self-Insured Trust Fund, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 23. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$110,043.00, or a greater or lesser sum, for the purpose of funding Health and Sanitation for FY 2008, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 24. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$3,916,707.00, or a greater or lesser sum, for the purpose of funding its Maturing Debt and Interest Account, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 25. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$5,500.00 or a greater or lesser sum, for the purpose of funding the Connecticut River Channel Marking and Safety Committee, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 26. To see if the Town will vote to appropriate from the Ambulance Receipts Reserved Fund, the sum of \$369,897.00, or a greater or lesser sum, for the purpose of providing for the operation of the Town Ambulance, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 27. To see if the Town will vote to transfer from available funds in the Treasury, and/or appropriate from the Golf Enterprise Fund Receipts, the sum of \$848,624.00, or a greater or lesser sum, for the purpose of funding Ledges Golf Club, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 28. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$1,000.00, or a greater or lesser sum, for the purpose of funding the Canal Park Committee, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 29. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$5,000.00, or a greater or lesser sum, for the purpose of funding the Conservation Land Acquisition Account, or take any other action relative thereto. (Recommended by the Appropriations Committee).

ARTICLE 30. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$15,000.00, or a greater or lesser sum, for the purpose of participating in a grant from the Massachusetts Historical Commission for conducting a historic inventory of the Town of South Hadley, said amount of \$9,000.00 to be reimbursed to the Town upon completion of the grant, or take any other action relative thereto. (Recommended by the Appropriations Committee).

#### **FISCAL YEAR 2008 CAPITAL BUDGET**

ARTICLE 31. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$35,000.00, or a greater or lesser sum, for the purpose of conducting Phase II of the Comprehensive Plan for the Planning Board or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 32. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$180,000.00, or a greater or lesser sum, for the purpose of purchasing a combination truck/sander for the Department of Public Works, or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 33. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$15,000.00, or a greater or lesser sum, for the purpose of repairing a portion of the roof at the Department of Public Works Offices at 10 Industrial Drive, or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 34. To see if the Town will vote to appropriate the sum of \$125,000.00, or a greater or lesser sum, for the purpose of fully funding construction of a Combined Sewer Overflow (CSO) Diversion Project (WSRF #2895), said sum required as an additional authorization for this project pursuant to Article 41 of the May 13, 2006 Annual Town Meeting Warrant, and to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise; or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 35. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$40,000.00, or a greater or lesser sum, for the purpose of contributing toward the funding of the Splash Pad at Beachgrounds Park, or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 36. To see if the Town will vote to transfer the sum of \$73,700.00 or a greater or lesser sum, from the Capital Stabilization Fund, and raise and appropriate and/or transfer from available funds in the Treasury the sum of \$7,800.00, or a greater or lesser sum, for the purpose of implementing various security measures in South Hadley Public Schools, totaling \$81,500.00, or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 37. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury the sum of \$25,000.00, or a greater or lesser sum, for the purpose of buying pipe and related materials for looping the water line at Ledges Golf Club, or take any other action relative thereto. (Recommended by the Capital Planning Committee and Appropriations Committee).

ARTICLE 38. To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury, the sum of \$16,000.00, or a greater or lesser sum, for the purpose of purchasing a groomer for use by the Parks Department for maintenance of town parks and athletic fields, or take any other action relative thereto. (Not recommended at this time by the Capital Planning Committee. Not recommended by the Appropriations Committee).

ARTICLE 39. To see if the Town will vote to reauthorize the provisions of Massachusetts General Laws, Chapter 44, Section 53 1/2, to establish in the Town Treasury a revolving fund, which shall be kept separate and apart from all other monies by the Treasurer, and in which shall be deposited the receipts received that may be spent by the Selectboard or its designee, without further appropriation during FY 2008 for the continued support and maintenance of Buttery Brook Park, or take any other action relative thereto.

ARTICLE 40. To see if the Town will vote to authorize the Library Board of Trustees to proceed with a feasibility study to examine options for expanding and renovating the library and to further authorize the Trustees to apply for, accept, and expend any state grants which may be available for said project.

ARTICLE 41. To see if Town Meeting Members will accept and place before the voters as a referendum at the next town election Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the creation, preservation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under said Act; that the amount of such surcharge on real property shall be 3% of the annual real estate tax levy against real property; that such surcharge on real property shall commence in fiscal year 2008; that the Town will accept the following exemptions from such surcharge permitted under Section 3(e) of said Act: property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in the Town, as defined in Section 2 of said Act, and \$100,000 of the value of each taxable parcel of residential real property; or to take any other action relative thereto.

ARTICLE 42. To see if the Town will vote to amend the General By-Laws in regard to regulation and restriction of placement of vending machines in public places by amending Article X – Miscellaneous Bylaws and inserting a new Section, 1012, entitled “Regulation of Vending Machines in Public Spaces,” to read as follows or take any other action thereto:

#### SECTION 1012 REGULATION OF VENDING MACHINES IN PUBLIC SPACES

No vending machines, including but not limited to, newspaper vending machines, shall be placed in any outdoor areas (including, but not limited to, public rights of ways) under the care and control of the Town except where permitted at parks and athletic facilities. This restriction shall be applicable to all vending machines regardless of whether or not the contents thereof are offered for a fee.” (Recommended by Bylaw Review Committee)

ARTICLE 43. To see if the Town will vote to amend the General By-Laws in regard to regulation and restriction of outdoor lighting, Article X – Miscellaneous Bylaws, by inserting a new Section, 1013 entitled Regulation of Outdoor Lighting to read as follows or take any other action relative thereto:

#### **SECTION 1013      REGULATION OF OUTDOOR LIGHTING**

##### **1013.1 Purposes**

To protect public health, safety, and the environment by

- (a) providing for adequate and appropriate outdoor lighting;
- (b) providing for lighting that will complement the character of the town;
- (c) reducing glare;
- (d) minimizing light trespass;
- (e) reducing the cost and waste of unnecessary energy consumption; and,
- (f) requiring proper management and disposal of lighting fixtures, lamps, and associated elements.

### 1013.2 Applicability; Exceptions

The requirements of this Section shall apply to all outdoor lighting in the Town, except that the permitting (Section 1013.4 and Section 1013.5) and review (Section 1013.6) requirements of this Section shall not apply to the following:

- (a) lighting on individual lots used principally for residential occupancy as one, two, or three-family dwellings; or
- (b) lighting for parking areas of less than ten (10) parking spaces if the lighting fixtures are less than fourteen (14) feet in height and the project lighting is approved by the Planning Board with input from the South Hadley Electric Light Department as a provision of a Special Permit; or,
- (c) street lighting, traffic control lighting and other lighting for public safety along streets or ways if approved by the Town's Traffic and Sign Committee and the streets or ways are on plans approved by the Planning Board; or,
- (d) signs or illumination of any signs which are subject to the Zoning Bylaw.

### 1013.3 Waiver of Provisions

The Selectboard may waive the requirements of this Section upon application of the property owner. Any such application for waiver of said requirements shall contain a detailed description of the proposed lighting and how the lighting will achieve the purposes of this Section if the waiver is granted.

The Selectboard may grant a waiver for projects for which the Planning Board has granted a Special Permit or Site Plan Review only if:

- (a) the conditions of the Special Permit or Site Plan Review Decision expressly support waiving portions of this Section; and,
- (b) the Planning Board has imposed alternative standards on Outdoor Lighting which the Selectboard determine achieve the purposes of this Section.

### 1013.4 Permit Required

Prior to installation of any outdoor lighting subject to this Section, the applicant must obtain a Permit from the Selectboard, unless excepted pursuant to Section 1013.2 or waived pursuant to Section 1013.3. To obtain such a permit, the applicant must submit an application on forms set forth by the Selectboard along with any required application fee and plan(s) containing at least the information required by Section 1013.5. The number of plans and the scale of plans to be submitted shall be as set forth by the Selectboard.

In the event that the Selectboard determines that a third party review by a qualified lighting engineer or lighting specialist is necessary or advisable to better inform its determination, the Selectboard may require the

applicant to pay into the Special Municipal Account a sum necessary to pay for that review.

#### 1013.5 Details of Plans Required

Plans submitted with the application for approval under Section 1013.4 shall include at a minimum:

- (a) the location and type of any outdoor lighting luminaries;
- (b) the proposed height of all proposed luminaries;
- (c) the proposed height of all poles;
- (d) the elevation of the base of all proposed poles and proposed luminaries;
- (e) identification of any existing vegetation proposed to be removed which may alter the view of and glare from the proposed luminaries;
- (f) the luminaire manufacturer's specification data, including, but not limited to, lumen output and photometric data showing cutoff angles;
- (g) the type of lamps proposed such as metal halide, compact fluorescent, high-pressure sodium, etc.;
- (h) a photometric plan showing the intensity of illumination at ground level, expressed in foot-candles;
- (i) identification of surface area intended to be illuminated;
- (j) details of the hours of operation for the lighting; and,
- (k) description of how the lighting will be regulated for turning on and turning off; and,
- (l) plan for disposal of expended lighting fixtures and lamps.

#### 1013.6 Review Process

Prior to acting on any application for a permit or a waiver thereof, the Selectboard shall have the application reviewed by the Planning Board and such other Boards and departments deemed appropriate by the Town Administrator and shall hold a public hearing on said application. However, the Selectboard may waive the public hearing requirement if it determines that prior public hearings held by other Town Boards have provided a satisfactory forum for public review of the lighting plans and the minutes of the other public hearings have been provided to the Selectboard for review.

#### 1013.7 Standards for Approval

Approval by the Selectboard of any application for a permit under Section 1013.4 or a waiver under Section 1013.3 shall be based on the following:

- (a) Conformity with purposes. The application must conform to the purposes of this Section.
- (b) Glare into community or surrounding neighborhood. The proposed lighting must not create glare which is adverse to the community or surrounding neighborhood.
- (c) Light trespass. The proposed lighting must not create any light trespass onto any abutting street or abutting lot or parcel.



- (d) Downcast of illumination. All illumination must be downcast and not emit any direct light above a horizontal plane passing through the lowest part of the light-emitting luminaire.
- (e) Conformity with Lighting Requirements and Restrictions. The proposed lighting fixtures and luminaire must conform to the lighting requirements and restrictions set forth in subsection 1013.8 herein.

#### 1013.8 Lighting Requirements/Restrictions

Any lighting subject to this Section shall conform to the following requirements and restrictions:

- (a) Control of glare and light trespass. The luminaries must be fully shielded so as to control glare and light trespass.
- (b) Directed to surface intended to be illuminated. The luminaries must be designed, placed, and maintained so as to only illuminate the area identified in the project plans as intended to be illuminated. The area to be illuminated must be restricted to the property on which the luminaries are located or other properties also owned by the parties having said illumination installed.
- (c) Prohibited Fixtures. Mercury vapor fixtures must not be used in new installations. Where existing mercury vapor fixtures are being replaced with new such fixtures, the owner must provide a plan for the safe disposal of the existing and replacement fixtures.
- (d) Hours of operation. Outdoor lighting shall not be illuminated between the 11:00 p.m. and 6:00 a.m. with the following exceptions:
  - 1) If the facility for which the lighting is being utilized is legally and properly open and being used, such as (but not limited to) a business open to customers or an athletic facility being used for an event, normal illumination shall be allowed during the activity, but for not more than ½ hour after the activity or use ceases;
  - 2) Low-level lighting sufficient for the security of persons or property on the lot or parcel may be in operation between 11:00 p.m. and 6:00 a.m., provided the level of illumination on the ground or on any vertical surface is not greater than 0.5 foot-candle.
  - 3) Any other variation as determined by the Selectboard if it finds that proposed illumination will not adversely impact any nearby residences on account of longer periods of operation and the applicant provides an appropriate technology for ensuring that the fixtures are not operated 24-hours per day.
- (e) Height of luminaries. Luminaries must not exceed 35 feet in height unless the Selectboard expressly finds that a greater height will further the purposes of this Section when applied to the particular property, facility, and surrounding neighborhood.”
- (f) Minimum Lumens. Any outdoor lighting fixture or lamp must have a sustained rating of 50 lumens per watt.

#### 1013.9 Enforcement

The provisions of this Section shall be enforced by the Building Commissioner. Penalties for violation of any portion of Section 1013 shall be as provided in Section 105 of the General Bylaws.” (Recommended by Bylaw Review Committee).

ARTICLE 44. To see if the Town will authorize the establishment of an eight member committee to study the position of Ambulance Director to insure the present job description satisfactorily describes the current director and to make recommendations in screening and hiring future applicants. The committee members shall be appointed two each from the respective departments from Fire District One, Fire District Two and the Police Department as well as two members of the general public being South Hadley voters who express a written interest in serving in this capacity. The latter will be selected one each from Fire District One and Two. The results of the Committee's findings will be presented to the Selectboard for discussion and recommendations or to take any other action related thereto. (BY PETITION) (Not recommended by Personnel Board).

ARTICLE 45. To see if the Town will develop a system of equitable pay reimbursements of \$50-\$60 per run for the medical services rendered by the District One and District Two EMT/Paramedic Staff in the performance of their duties on the Town's Ambulance Service. This would be payable out of the Town's Ambulance Fund generated out of ambulance run receipts and be appropriated by a transfer of funds to the respective Fire District(s) on a payment schedule agreed upon by the Fire District(s) or to take any other action related thereto. (BY PETITION) (Not recommended by the Appropriations Committee).

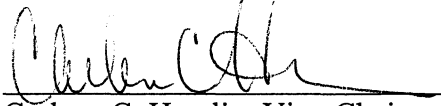
ARTICLE 46. To see if the Town, in interest of upholding and enforcing the spirit and intent of The Open Meeting Law, will institute a bylaw imposing civil fines of \$50.00 for the first offense, \$100.00 for the second offense and \$500.00 for the third offense for any Town Official, appointed or elected, found in violation of The Open Meeting Laws and to award Attorney's fees to citizens who bring actions to enforce the law, or to take any other action related thereto. (BY PETITION)


ARTICLE 47. To see if the Town will vote to authorize the Selectboard to hire an independent auditor to review and certify the financial and player census data for the Ledges Municipal Golf Course from its inception to present and establish a moratorium on the construction of the clubhouse until said audit is complete and made public or to take any other action related thereto. (BY PETITION) (Not recommended by Appropriations Committee).

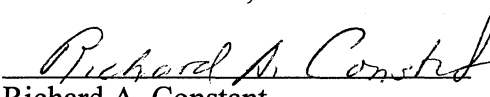
HEREOF fail not and make due return of the Warrant with you doings thereon unto to the Town Clerk, on or before the time of holding said meeting.

Given under our hands, this 17th day of April 2007

  
Marilyn G. Ishler, Chair

  
Carlene C. Hamlin, Vice-Chair

  
John R. Hine  
Clerk

  
Richard A. Constant  
Member

\_\_\_\_\_  
Daniel A Champagne  
Member

**SELECTBOARD  
TOWN OF SOUTH HADLEY**



Dale Johnston photo 7-22-07